IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 1ST AUGUST 2007 / 10TH SRAVANA 1929

WP(C).No. 11629 of 2005(H)

PETITIONER:

NANAPPAN S/O. ITTIYATHI,
ARACKAL HOUSE, NEENDOOR MURI,
VADAKKEKARA.

BY ADV. SRI.S.VIDYASAGAR

RESPONDENTS:
----

1. CHANDRAN, S/O. KOCHUNNI,
KALAPARAMBIL, NEENDOOR MURI, VADAKKEKARA PAKUTHY

2. OMANA W/O. CHANDRAN, DO. DO.

BY ADV. SRI.RAJIV NAMBISAN
SMT.AJI S.MENON

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 01/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) NO. 11629 of 2005

Dated this the1st day of August , 2007

JUDGMENT

Today both sides are absent. Yesterday when the case came up for consideration, Sri.Vidyasagar, the learned counsel for the petitioner submitted that the writ petition can be disposed of directing the respondents to maintain status quo as obtaining today as regards the pathway in question. But such direction will amount to setting aside the impugned order and even setting aside the decree passed by the Lok Adalath. Therefore, I am not inclined to issue such directions.

The writ petition is dismissed, but only for default.

PIUS C. KURIAKOSE,
JUDGE.

dpk